

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CYNTHIA A. ROBINSON,

Plaintiff,

NO. CV-07-273-EFS  
CV-08-3007-EFS

vs.

DONALD ENGEL,

## ORDER OF CONSOLIDATION

Defendant.

By Order filed January 15, 2008, the Court advised Plaintiff that her complaint contained deficiencies and directed her to either file an amended complaint in cause number CV-07-273-CI, or to voluntarily dismiss that action (Ct. Rec. 11). The Court specifically instructed Plaintiff to clearly label her amended complaint as the "First Amended Complaint" and to write cause number **CV-07-273-CI** in the caption. Ms. Robinson did not do so, and her amended complaint, submitted on January 24, 2008, was opened as a new action, and assigned cause number CV-08-3007-EFS.

Plaintiff, formerly a prisoner at the Yakima County Jail and now residing in Kittitas, Washington, was proceeding *pro se* and *in forma pauperis* in cause number CV-07-273-EFS. Defendant had not been served in that action. Because the new cause number was opened in error, **IT IS ORDERED** the District Court Executive shall **CONSOLIDATE** cause number **CV-08-3007-EFS** into cause number **CV-07-273-EFS**.

1 Accordingly, **IT IS HEREBY ORDERED:**

- 2 1. The District Court Executive shall **RE-TITLE** the caption of the  
3 complaint received in cause number CV-08-3007-EFS on January  
4 24, 2008, with cause number **CV-07-273-EFS**, and identify it as  
5 the First Amended Complaint;
- 6 2. The District Court Executive shall then **FILE** the First Amended  
7 Complaint, *nunc pro tunc*, with the date of **January 24, 2008**,  
8 in cause number **CV-07-273-EFS**;
- 9 3. The District Court Executive shall **ENTER** this Order in cause  
10 number **CV-07-273-EFS**;
- 11 4. The District Court Executive shall then **file** a copy of this  
12 Order in cause number **CV-08-3007-EFS** and administratively  
13 **CLOSE CV-08-3007-EFS**;
- 14 5. Plaintiff should refer to cause number **CV-07-273-EFS** in her  
15 future correspondence with the court and is admonished to  
16 comply with Court directives to avoid future error and  
17 possible delays.

18 **IT IS SO ORDERED.** The District Court Executive is directed to  
19 enter this Order, forward a copy to Plaintiff, and forward the file to  
20 the undersigned judicial officer for review of the First Amended  
21 Complaint in **CV-07-273-EFS**.

22 **DATED** this 15th day of April 2008.  
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25 s/ Edward F. Shea  
26 EDWARD F. SHEA  
27 UNITED STATES DISTRICT JUDGE  
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